



Governor
Janet Napolitano

**ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY**
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Executive Director
Jack Confer

June 7, 2007

VIA REGULAR MAIL

Kenneth Young, D.O.
3425 E Grant Rd #101
Tucson AZ 85716

RE: Letter of Concern, Case No. 3634

Dear Dr. Young:

At their meeting on June 2, 2007, the Arizona Board of Osteopathic Examiners in Medicine and Surgery ("Board") conducted a review of the above-referenced complaint. Based on the information presented, the Board found there was insufficient evidence to conclude that your conduct constituted unprofessional conduct or to support direct action against your license. However, the Board voted to issue you this advisory LETTER OF CONCERN pursuant to the provisions of A.R.S. 32-1855 (D) (2). The Board was concerned that you did not provide medical records to a patient in a timely manner which could ultimately lead to a violation of A.R.S. § 32-1854 (28) which states:

"Failing to make patient medical records in the physician's possession promptly available to a physician assistant, a nurse practitioner, a person licensed pursuant to this chapter or a podiatrist, chiropractor, naturopathic physician, physician or homeopathic physician licensed under chapter 7, 8, 13, 14 or 29 of this title on receipt of proper authorization to do so from the patient, a minor patient's parent, the legal guardian or the patient's authorized representative or failing to comply with title 12, chapter 13, article 7.1."

A Letter of Concern is a non-disciplinary action that remains part of the public record of your license for five years from the date of issuance (June 7, 2007). During those years it will be provided in response to requests for copies of your license file or verifications of license status, including being posted on the Board's website. It also may be cited in future actions against your license. Because it is not a disciplinary action, it is not reported to the National Practitioner Data Base or Health Care Integrity and Protection Databank. Based on the information presented, the Board found that there were no violations of state law or rule directly related to the complaint.

Respectfully,


Jack Confer
Executive Director

JC/s

Copy: Complainant
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